

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

Joel Vangheluwe and Jerome  
Vangheluwe,

*Plaintiffs,*

v.

GotNews, LLC, Freedom Daily,  
LLC, Charles C. Johnson, Alberto  
Waisman, Jeffrey Rainforth, Jim  
Hoft, David Petersen, Jonathan Spiel,  
Shirley Husar, Eduardo Doitteau,  
Lita Coulthart-Villanueva, Kenneth  
Strawn, Patrick Lehnhoff, Beth  
Eyestone, Lori Twohy, Raechel  
Hitchye, James Christopher Haste,  
Christopher Jones, Connie Comeaux,  
Gavin McInnes, Richard Weikart,  
and Paul Nehlen,

*Defendants.*

Case No. : 2:18-cv-10542-LJM-EAS

Hon. Laurie J. Michelson

Mag. Elizabeth A. Stafford

**PLAINTIFFS' RESPONSE TO DEFENDANT'S OFFER OF JUDGMENT**

COMES NOW Plaintiff Joel Vangheluwe, who in response to the Offer of Judgment previously filed by Defendant Kenneth Strawn, hereby formally rejects Defendant's Offer of Judgment of a "letter of retraction to the Plaintiff." [Doc. 100].

Federal Rule of Civil Procedure 68 provides that, "At least 14 days before the date set for trial, a party defending against a claim may serve on an opposing party an offer to allow judgment on specified terms, with the costs then accrued." Fed. R.

Civ. P. 68(a). The offer of judgment proposed by Defendant Strawn includes neither the required specified terms, nor the costs accrued. Additionally, the Rule provides that, “If the judgment that the offeree finally obtains is not more favorable than the unaccepted offer, the offeree must pay the costs incurred after the offer was made.” Fed. R. Civ. P. 68(d). Plaintiff foresees no scenario in which he could receive a judgment less than zero dollars.

For these reasons, Plaintiff Joel Vangheluwe formally rejects Defendant Strawn’s offer of judgment.

Respectfully submitted,

SOMMERMAN, McCAFFITY,  
QUESADA & GEISLER, L.L.P.

/s/ **Andrew B. Sommerman**

Andrew B. Sommerman  
ATTORNEYS FOR PLAINTIFFS  
Texas State Bar No. 18842150  
3811 Turtle Creek Boulevard,  
Suite 1400  
Dallas, Texas 75219  
214/720-0720 (Telephone)  
214/720-0184 (Facsimile)  
[andrew@texttrial.com](mailto:andrew@texttrial.com)

**AND**

KIRK, HUTH, LANGE  
& BADALAMENTI, PLC

Raechel M. Badalamenti (P64361)  
CO-COUNSEL FOR PLAINTIFFS  
19500 Hall Road, Suite 100  
Clinton Township, MI 48038  
(586) 412-4900 Fax: (586) 412-4949  
[rbadalamenti@khlblaw.com](mailto:rbadalamenti@khlblaw.com)

Dated: March 15, 2019

**CERTIFICATE OF SERVICE**

The undersigned certifies that on March 15, 2019, the foregoing Request was served via ECF on counsel of record for defendants who have appeared in this case, as well as to the following ProSe Defendants via First Class Mail:

Lita Coulthart-Villanueva  
[REDACTED] Jeffries St.  
Anderson, CA [REDACTED]

Jeffrey Rainforth  
[REDACTED] H St., Apt. [REDACTED]  
Sacramento, CA [REDACTED]

/s/ Andrew B. Sommerman